

## **NMED/ EPA Monthly Meeting**

February 27, 2023

### **NMED**

Michael Baca  
Kirby Olson

### **Region 6**

Sherry Fuerst

### **News/Announcements**

R6:

NMED:

### **Status of SIP/Non-SIP Submittals and Early Engagement**

#### ➤ Regional Haze Updates:

NMED: Mark Jones-

EPA: Michael Feldman—

#### ➤ 110(a)(2)(D) Transport:

- SO<sub>2</sub> Transport – Nevine Salem- No updates from EPA; NMED updates--no new updates.
- 2015 ozone Updates –Sherry Fuerst

1. National Link to the [ [HYPERLINK "https://www.regulations.gov/document/EPA-R06-OAR-2021-0801-0001"](https://www.regulations.gov/document/EPA-R06-OAR-2021-0801-0001) ]

Link to the [ [HYPERLINK](https://www.federalregister.gov/documents/2022/04/06/2022-04551/federal-implementation-plan-addressing-regional-ozone-transport-for-the-2015-ozone-national-ambient)

"https://www.federalregister.gov/documents/2022/04/06/2022-04551/federal-implementation-plan-addressing-regional-ozone-transport-for-the-2015-ozone-national-ambient" ] Public comment closed. EPA received more than 110,000 comments

Link to [ [HYPERLINK "https://www.regulations.gov/search?filter=EPA-HQ-OAR-2021-0663"](https://www.regulations.gov/search?filter=EPA-HQ-OAR-2021-0663) ] and supporting documents

EPA.gov [ [HYPERLINK "https://www.epa.gov/interstate-air-pollution-transport/final-disapproval-good-neighbor-state-implementation-plans"](https://www.epa.gov/interstate-air-pollution-transport/final-disapproval-good-neighbor-state-implementation-plans) ] with Action Summary, Rule History, Supporting Documents

2. NM and CABC action- Sherry

WEG Deadline suit [ [HYPERLINK "https://www.govinfo.gov/content/pkg/FR-2022-06-22/pdf/2022-13295.pdf"](https://www.govinfo.gov/content/pkg/FR-2022-06-22/pdf/2022-13295.pdf) ]

Deadline suit for TX [ [HYPERLINK](https://www.federalregister.gov/documents/2021/07/29/2021-16155/proposed-consent-decree-clean-air-act-citizen-suit)

"https://www.federalregister.gov/documents/2021/07/29/2021-16155/proposed-consent-decree-clean-air-act-citizen-suit" ]

[ [HYPERLINK "https://www.epa.gov/system/files/documents/2023-01/2016v3\\_DVs\\_State\\_Contributions.xlsx"](https://www.epa.gov/system/files/documents/2023-01/2016v3_DVs_State_Contributions.xlsx) ]

#### ➤ 179B(b) demonstration Updates:

NMED: Armando Paz:

[ [HYPERLINK "https://www.regulations.gov/document/EPA-R09-OAR-2022-0501-0001"](https://www.regulations.gov/document/EPA-R09-OAR-2022-0501-0001) ] Public comment closed 9/19/22 no comments received. [ [HYPERLINK](https://www.regulations.gov/docket/EPA-R09-OAR-2022-0501/document?documentTypes=Rule)

"https://www.regulations.gov/docket/EPA-R09-OAR-2022-0501/document?documentTypes=Rule" ] published Oct. 19.

EPA: Sherry Fuerst

- PB redesignation no update.
- Ozone Advance. Updates: Randy Pitre, and Michael Baca  
All Region meeting update?

### **Additional Topics, Questions, and Follow-up**

- 2021 Exceptional Event demonstrations, Armando: Planning on doing the 2021 submitted by the end of the year. Continue to work with Josh Madden. Still on schedule for an end of the year submission; Nov. 9 for public comment period to Dec. 8, completed and no comments so, getting submittal letter signed by Secretary
- 111(d) Emission Guidelines for Oil & Gas:  
[ [HYPERLINK "https://www.govinfo.gov/content/pkg/FR-2021-11-15/pdf/2021-24202.pdf"](https://www.govinfo.gov/content/pkg/FR-2021-11-15/pdf/2021-24202.pdf) ] (signature date, Nov. 15, 2021 was publication date)  
[ [HYPERLINK "https://www.regulations.gov/docket/EPA-HQ-OAR-2021-0317/document"](https://www.regulations.gov/docket/EPA-HQ-OAR-2021-0317/document) ]  
S[ [HYPERLINK "https://www.federalregister.gov/documents/2022/12/06/2022-24675/standards-of-performance-for-new-reconstructed-and-modified-sources-and-emissions-guidelines-for"](https://www.federalregister.gov/documents/2022/12/06/2022-24675/standards-of-performance-for-new-reconstructed-and-modified-sources-and-emissions-guidelines-for) ], Dec. 6, 2022. The [ [HYPERLINK "https://www.epa.gov/controlling-air-pollution-oil-and-natural-gas-industry/epa-issues-supplemental-proposal-reduce"](https://www.epa.gov/controlling-air-pollution-oil-and-natural-gas-industry/epa-issues-supplemental-proposal-reduce) ] are available on EPA's website. Public comment closed February 13, 2023. Over 400,000 comments received.  
[ [HYPERLINK "https://gcc02.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.regulations.gov%2Fcomment%2FEPA-HQ-OAR-2021-0317-2296&data=05%7C01%7Cfuerst.sherry%40epa.gov%7Cdaea965e982545e94d8e08db15baedbb%7C88b378b367484867acf976aacbeca6a7%7C0%7C0%7C638127664811402312%7CUnknown%7CTWFpbGZsb3d8eyJWJoiMC4wLjAwMDAiLCJQIjoiV2luMzIiLCJBTiI6IjEhaWwiLCJXVCI6Mn0%3D%7C3000%7C%7C%7C&sdata=F0gW94dfw1vuUE4KDayCTsNQRxZtnJf2mt2aXRicfRw%3D&reserved=0"](https://gcc02.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.regulations.gov%2Fcomment%2FEPA-HQ-OAR-2021-0317-2296&data=05%7C01%7Cfuerst.sherry%40epa.gov%7Cdaea965e982545e94d8e08db15baedbb%7C88b378b367484867acf976aacbeca6a7%7C0%7C0%7C638127664811402312%7CUnknown%7CTWFpbGZsb3d8eyJWJoiMC4wLjAwMDAiLCJQIjoiV2luMzIiLCJBTiI6IjEhaWwiLCJXVCI6Mn0%3D%7C3000%7C%7C%7C&sdata=F0gW94dfw1vuUE4KDayCTsNQRxZtnJf2mt2aXRicfRw%3D&reserved=0) ]
- **SAVE THE DATE:** The Emissions Inventory and Analysis Group in EPA's Office of Air Quality Planning and Standards announced the dates for next year's International Emissions Inventory Conference (IEIC). Please mark your calendars for **September 26th – September 29th, 2023, in Seattle, WA**. Additional information on the conference venue will be provided soon, so stay tuned.  
Please stay tuned for more updates about the 2023 IEIC via email. To view the **program from the previous IEIC** held in Dallas, TX, visit [ [HYPERLINK "https://www.epa.gov/air-emissions-inventories/2019-international-emissions-inventory-conference-collaborative"](https://www.epa.gov/air-emissions-inventories/2019-international-emissions-inventory-conference-collaborative) ].
- Construction Fees (part 75-construction fees-SIP related) Title V and NSR and rulemaking activities: Not a priority NMED still doing background investigation. Had an update meeting. Not going forward with the fee schedule for this year or next (place on hold-- but keep it on the agenda, NMED needs to keep this in the focus) Still watching... Solvent for the next 5-7 years no active rulemaking.
- SJ power plant Demolition Schedule?

### **Upcoming rule making activities**

A public meeting will be held for the Clean Air Scientific Advisory Committee (CASAC) Ozone Panel to receive a briefing from the EPA on the Policy Assessment (PA) for the Reconsideration of the Ozone

National Ambient Air Quality Standards, External Review Draft Version 2. (The draft is not yet available but is expected to be signed this month and will be posted here: [ [HYPERLINK "https://www.epa.gov/naaqs/ozone-o3-air-quality-standards"](https://www.epa.gov/naaqs/ozone-o3-air-quality-standards) ].) A second public meeting will be held for the panel to peer review the PA. The briefing from EPA will be held on March 2, 2023, from 11 a.m. to 3 p.m. The public meeting for the panel to peer review the PA will be held on Wednesday and Thursday, March 29 and 30, 2023, from 8 a.m. to 5 p.m. All times listed are Eastern Time. The briefing on March 2, 2023, will be conducted virtually. The public meeting on March 29 and 30, 2023 will be conducted in person at the Hilton Durham near Duke University, 3800 Hillsborough Rd., Durham, NC 27705, and virtually. Please refer to the CASAC website at [ [HYPERLINK "https://casac.epa.gov"](https://casac.epa.gov) ] for details on how to access these meetings.

**Next scheduled Monthly** March 27 1:00-2:00 PM MST. I scheduled next year's meetings keeping the same time and recurrence interval as this year.

**NAAQS – periodic reviews** (NS = no schedule for next review): [ [HYPERLINK "https://www.epa.gov/naaqs"](https://www.epa.gov/naaqs) ]

**Carbon Monoxide** (2011) – NS: [ [HYPERLINK "https://www.epa.gov/naaqs/carbon-monoxide-co-air-quality-standards"](https://www.epa.gov/naaqs/carbon-monoxide-co-air-quality-standards) ]

**Primary SO<sub>2</sub>** – (2019) – NS: [ [HYPERLINK "http://www.epa.gov/naaqs/sulfur-dioxide-so2-primary-air-quality-standards"](http://www.epa.gov/naaqs/sulfur-dioxide-so2-primary-air-quality-standards) ]

**Ozone** – EPA is reconsidering the December 2020 decision to retain the Ozone NAAQS. The existing scientific evidence summarized in the 2020 ISA provides a scientifically sound foundation for the agency's reconsideration of the 2020 Ozone NAAQS decision.

A public meeting will be held for the Clean Air Scientific Advisory Committee (CASAC) Ozone Panel to receive a briefing from the EPA on the Policy Assessment (PA) for the Reconsideration of the Ozone National Ambient Air Quality Standards, External Review Draft Version 2. (The draft is not yet available but is expected to be signed this month and will be posted here: [ [HYPERLINK "https://www.epa.gov/naaqs/ozone-o3-air-quality-standards"](https://www.epa.gov/naaqs/ozone-o3-air-quality-standards) ].) A second public meeting will be held for the panel to peer review the PA. The briefing from EPA will be held on March 2, 2023, from 11 a.m. to 3 p.m. The public meeting for the panel to peer review the PA will be held on Wednesday and Thursday, March 29 and 30, 2023, from 8 a.m. to 5 p.m. All times listed are Eastern Time. The briefing on March 2, 2023, will be conducted virtually. The public meeting on March 29 and 30, 2023 will be conducted in person at the Hilton Durham near Duke University, 3800 Hillsborough Rd., Durham, NC 27705, and virtually. Please refer to the CASAC website at [ [HYPERLINK "https://casac.epa.gov"](https://casac.epa.gov) ] for details on how to access these meetings.

**Particulate Matter (PM)** – On January 27, 2023, EPA published its proposal to revise the primary (health-based) annual PM<sub>2.5</sub> standard from its current level of 12.0 µg/m<sup>3</sup> to within the range of 9.0 to 10.0 µg/m<sup>3</sup>.

EPA also proposed revisions to other aspects of the PM NAAQS, including the Air Quality Index and monitoring requirements.

Comment period closes March 28, 2023.

Virtual Public Hearing: February 21 and 22, 2023, 11 AM to 7 PM Eastern Time each day.  
Further details at [ HYPERLINK "<https://www.epa.gov/pm-pollution/national-ambient-airquality-standards-naaqs-pm>" ].

If EPA has a high volume of registrations for the hearing, we may extend the public hearing to Feb 23, 2023.

For information/questions about the public hearing: 919-541-0505 or HEIDpublichearing@epa.gov.  
[ HYPERLINK "<https://www.epa.gov/pm-pollution/proposed-decision-reconsideration-national-ambient-air-quality-standards-particulate>" ]

**Lead** – We anticipate the draft Integrated Science Assessment in 2023

**Secondary NO2/SO2/PM** – We anticipate the draft Policy Assessment in 2023

**Primary NO2** – (December 9, 2022, FR): Interested parties are invited to assist EPA in developing and refining the scientific information base for the review of the primary NO2 NAAQS by submitting research studies and data that have been published in the peer reviewed scientific literature, accepted for publication, or presented at a public scientific meeting since May 15, 2015. Submissions due by 2/7/2023. Next step: review & discuss submissions.